

IN THE UNITED STATES PATENT OFFICE

PATENT APPLICATION

Applicant(s): Anthony Scott Oddo et al.
Serial No.: 10/552,784
I.A. Application No.: PCT/US04/10311
I.A. Filing Date: 04/02/2004
For: CONTENT NOTIFICATION AND DELIVERY
Group Art Unit: Unknown **Examiner:** Unknown
Confirmation #: Unknown
Attorney Docket No.: SEDN/PRED115

MAIL STOP PETITIONS
Commissioner for Patents
P.O. Box 1450
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CERTIFICATE OF MAILING OR TRANSMISSION
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage for first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, or being facsimile transmitted to the USPTO, on the date indicated below.

6/7/2006
Date

Laura E Crater
LAURA E CRATER

SIR:

DECLARATION OF WILLIAM D. MC CALL IN SUPPORT OF PETITION
FOR FILING OF PATENT APPLICATION WHEN JOINT INVENTOR(S) REFUSES TO
JOIN IN APPLICATION OR CANNOT BE REACHED UNDER 37 C.F.R. §1.47(a)

William D. McCall declares:

1. I am Chief Executive Officer of Sedna Patent Services, LLC, 1500 Market Street, 27th Floor – West Tower, Philadelphia, Pennsylvania 19102, hereinafter "the Company."
2. The filing of the above-identified application for patent is necessary to preserve the rights of Company.
3. As shown by the records of the United States Patent & Trademark Office (hereinafter "PTO"), Company is the owner by assignment from Predictive Media Corporation, formerly Predictive Networks, Inc., hereinafter "Predictive," of the entire right, title and interest in the invention of U.S. provisional patent application Serial No.

60/459,933 and International Patent Application PCT/US04/10311. (Assignments of the provisional and international applications were recorded at the PTO, respectively, on March 8, 2005 at Reel/Frame 015853/0442 and on April 4, 2005 at Reel/Frame 016002/0806).

4. As shown by the records of the PTO, at the time of assignment to Company, Predictive was the owner by assignment from Applicants Anthony Scott Oddo, Thomas L. Renger, Devin F. Hosea, Nathaniel J. Thurston, and Albert H. Perdon (hereinafter "Oddo," "Renger," "Hosea," "Thurston" and "Perdon") of the entire right, title and interest in the invention of U.S. provisional patent application Serial No. 60/459,933. (Assignment recorded at the PTO on January 21, 2005 at Reel/Frame 015589/0111).

5. The above-identified application is the national phase of International Application PCT/US04/10311 which claims the priority of U.S. provisional patent application Serial No. 60/459,933.

6. The invention of this application was made by Oddo, Renger, Hosea, Thurston and Perdon while they were employed by Predictive. They are no longer employed by Predictive and are not employed by Company.

7. Pursuant to Agreements with Predictive, which Agreement I have personally examined, Oddo, Renger, Hosea, Thurston and Perdon are obligated to assign all their right, title and interest in and to any and all inventions relating to the Predictive's business "... developed or reduced to practice during the period of time they were in the employ of" Predictive. As set forth above, Oddo, Renger, Hosea, Thurston and Perdon did assign U.S. provisional patent application Serial No. 60/459,933 to Predictive.

8. As set forth in the accompanying Declaration of Yvette Thornton, Patent Agent, employed by Company, on behalf of Company, she made diligent effort to have Oddo, Renger, Hosea, Thurston and Perdon execute the above-identified application for patent. Oddo and Perdon have executed the above-identified application. Thurston, Hosea and Renger have refused to join in the application or cannot be reached.

I declare under penalty of perjury that the all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Sec. 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patents issued thereon.

Dated: 6/1/06

William D. McCall
William D. McCall